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CAROLYN MARTIN
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6 UNITED STATES DISTRICT COURT
7 NORTHERN DISTRICT OF CALIFORNIA

8 CAROLYN MARTIN
9

CASE NO. C 08-05577 CW
Civil Rights

10 Plaintiff,
11

v.

12 PASTA MOON, INC ;
13 ROBERT MASCALL AND SUSAN
WOODELL - MASCALL,
TRUSTEES OF THE ROBERT
MASCALL REVOCABLE TRUST;
14 and DOES 1-25, Inclusive,

15 Defendants.
16 /

**STIPULATION AND ORDER
FOR DISMISSAL**

FRCP section 41 (a) (1) (ii)

17 Plaintiff Carolyn Martin and defendants Pasta Moon, Inc. and Robert
18 Mascall And Susan Woodell Mascall, Trustees Of The Robert Mascall Revocable
19 Trust, by and through their attorneys of record, file this Stipulation of Dismissal
20 pursuant to Federal Rule of Civil Procedure section 41 (a) (1) (ii).

21 Plaintiff filed this lawsuit on December 15, 2008.

22 Plaintiff and defendants have entered into a "Mutual Release And
23 Settlement Agreement" which settles all aspects of the lawsuit against all
24 defendants. A copy of the "Mutual Release And Settlement Agreement" is
25 incorporated by reference herein as if set forth in full. Plaintiff and defendants
26 stipulate to the court retaining jurisdiction to enforce the "Mutual Release And
27 Settlement Agreement."

28 Plaintiff moves to dismiss with prejudice the lawsuit against defendants.

1 Defendants, who have answered the Complaint, agree to the dismissal with
2 prejudice.

3 This case is not a class action, and no receiver has been appointed.

4 This Stipulation and Order may be signed in counterparts, and facsimile
5 signatures shall be as valid and as binding as original signatures.

6 Wherefore, plaintiff and defendants, by and through their attorneys of
7 record, so stipulate.

8 Date: July 24, 2009

SIDNEY J. COHEN
PROFESSIONAL CORPORATION
/s/ Sidney J. Cohen

10 Sidney J. Cohen
11 Attorney for Plaintiff Carolyn Martin

12 Date: July 24, 2009

13 HAIGHT BROWN & BONESTEEL
14 LLP
15 /s/ Nairi Chakalian

16 Nairi Chakalian, Attorney for
17 Defendant Robert Mascall And
18 Susan Woodell Mascall, Trustees Of
19 The Robert Mascall Revocable
20 Trust

21 Date: July 28, 2009

22 VALERIAN, PATTERSON &
23 STRATMAN
24 /s/ Edward J. Rodzewich

25 Edward J. Rodzewich, Attorney for
26 Defendant Pasta Moon, Inc.

27 PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED:

28 The lawsuit against defendants is dismissed with prejudice. The Court
29 shall retain jurisdiction to enforce the parties' "Mutual Release And Settlement
30 Agreement."

31 Date: 8/4/09

32 
33 Claudia Wilken
34 United States District Judge